

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

HALO CREATIVE & DESIGN LIMITED, a Hong Kong company, HALO TRADEMARKS LIMITED, a Hong Kong company and HALO AMERICAS LIMITED, a Hong Kong company,

Plaintiffs and Counter-Defendants

v.

COMPTOIR DES INDES INC., a Quebec corporation, CDI INTERNATIONAL, CDI FURNITURE,

Defendants.

Civil Action No. 1:14-cv-08196

Judge Harry D. Leinenweber

Magistrate Judge Susan E. Cox

MODIFIED PERMANENT INJUNCTION

Following the jury's verdict, finding that Defendants willfully infringed each of Plaintiffs' design patents, Plaintiffs' ODEON trademark, and Plaintiffs' copyright rights in all eight (8) of the asserted copyrighted designs, the Court has determined that a permanent injunction against any further infringement is necessary and appropriate. As determined by the jury's verdict, Defendants' infringing goods include the following products, and are listed together with Defendants' associated product codes:^{1, 2}

¹ Defendants have sold certain of the infringing products under various product names throughout the course of Defendants' sales history, and throughout this litigation. At trial, Defendants testified that, regardless of any potential changes in the name of a product sold by Defendants or their various distributors, Defendants use a single six-character alphanumeric (SKU) product code for each individual product. Accordingly, the Court will rely on: (a) those six-character product codes as the unique identifiers that will govern the terms and enforcement of this permanent injunction; (b) Defendants' various trademarks for the goods; and (c) the photographs of the goods shown in Schedule A. Any attempt by Defendants to change any of the product codes associated with any infringing products may be viewed as contempt of court, relative to this Order and Permanent Injunction.

HALO PRODUCT NAME	CDI PRODUCT NAME	CDI SKU Number
Aviator Valkyrie Desk	Aero Desk	BR1044
Mars Chair	Pacific Coupe Chair	FA1088
Aviator Tomcat Chair	Aero Chair Vintage Leather Chair	CH1174 FA1100
Scruffy 3 Seater	Eaton 3 Seater	SO1168
Scruffy 1 Seater	Eaton 1 Seater	SO1168
Georgian Architectural Dining Table	Reclaimed Dining Table	TD1213 TD1214
Georgian Architectural Mirror	Reclaimed Large Handcrafted Mirror	MII103 (small) MII104 (large)
Zig Zag Chandeliers	Spencer Chandelier Broadway Chandelier Orbs Chandelier	LA1284
Zig Zag Floor Lamp	Spencer Floor Lamp Broadway Floor Lamp Orbs Floor Lamp	LA1286
Zig Zag Table Lamp	Spencer Table Lamp Broadway Table Lamp Orbs Table Lampe	LA1285
Odeon Chandeliers	1920s Odeon Glass Fringe Chandelier Victoria Chandelier	LA1280
Odeon Floor Lamp	1920s Odeon Glass Fringe Floor Lamp Odeon Floor Lamp Victoria Floor Lamp	LA1283
Odeon Table Lamp	1920s Odeon Glass Fringe Table Lamp Odeon Table Lamp Victoria Table Lamp	LA1282
Odeon Rectangular Chandelier	Victoria Rectangular Chandelier	LA1281
Crystal Chandelier	Rustic/Chrome Crystal Chandeliers	LA1269
Crystal Floor Lamp	Rustic/Chrome Crystal Floor Lamp	LA1259
Crystal Table Lamp	Rustic/Chrome Crystal Table Lamp	LA1264
Gyro Crystal Table Lamp	Antique Finish Table Lamp with Curved Tubes	LA1263
Gyro Crystal Floor Lamp	Antique Finish Floor Lamp with Curved Tubes	LA1258 LA1259
Gyro Crystal Chandelier	Orb Chandelier	LA1268
Gyro Crystal	Galaxy Chandelier Galaxy Table Lamp Galaxy Floor Lamp	LA1294 LA1295 LA1296

² To avoid confusion and to enable any U.S. customs agents to readily comply with this Permanent Injunction, the following table will be reproduced in Schedule A to include photographs of Defendants' infringing goods.

The above-listed Halo products are hereinafter referred to collectively as the “Infringed Designs.” The above-listed CDI products, together with their associated product codes, are hereinafter referred to collectively as “the Infringing Products.”

In view of the foregoing, it is **ORDERED AND ADJUDGED** as follows:


1. Each of Defendants, as well as their owners and/or affiliated companies, their principals, officers, directors, agents, servants, and employees (“the CDI Entities”), as well as any and all successors and/or assigns of any of the Defendants and/or the CDI Entities, and any and all entities acting in privity, concert or participation with any of the Defendants and/or the CDI Entities, shall be and are hereby permanently enjoined from:
 - a. Imitating, copying, duplicating, reproducing, manufacturing, having manufactured, selling, offering to sell, advertising, marketing and/or promoting, within the United States, any of Defendants’ Infringing Products;
 - b. Imitating, copying, duplicating, reproducing, manufacturing, having manufactured, selling, offering to sell, advertising, marketing and/or promoting, within the United States, any product which is copied or materially derived from any one or more of the Infringed Designs;
 - c. Importing, shipping and/or otherwise introducing into the United States, or exporting from the United States, any of Defendants’ Infringing Products, as well as any product which is copied or materially derived from any one or more of the Infringed Designs.
2. Within 90 days from the date of entry of this Order, Defendants shall destroy, in the presence of a representative of Plaintiffs, any and all Infringing Products within, or headed for, the United States that are in Defendants’ possession, custody or control,

together with any and all like products which are copied or materially derived from any one or more of the Infringed Designs.

3. To the extent that any agents of the United States government responsible for managing or overseeing the importation of any products (*e.g.*, U.S. customs agents) encounter any of the Infringing Products identified above at any port of entry, customs agency, security checkpoint, and the like, such agent may, to the extent consistent with the agent's statutory authority, seize any and all such Infringing Products, to prevent those products from further violating any of the terms of this Permanent Injunction.
4. The rights and benefits conferred under this Permanent Injunction shall inure to the Halo Plaintiffs, as well as to their respective representatives, successors and assigns.
5. The obligations conferred by this Permanent Injunction shall inure to Defendants and the CDI Entities, and shall be binding upon Defendants and the CDI Entities, as well as their respective representatives, successors and assigns.
6. Defendants and the CDI Entities are hereby advised that any violation of this Permanent Injunction may be viewed as a contempt of court.

So entered:




Date: 9/11/2018


United States District Judge

Schedule A



CDI PRODUCT NAME	PHOTO OF CDI PRODUCT	CDI SKU Number
Aero Desk	 A modern, minimalist desk with a dark, curved top and a matching curved base. The base has a series of horizontal slats on the right side.	BR1044
Pacific Coupe Chair	 A modern armchair with a dark brown leather seat and backrest. The frame is made of polished metal with a curved, sculptural design.	FA1088
Aero Chair Vintage Leather Chair	 Two images of armchairs. The top image shows a modern armchair with a dark brown leather seat and backrest, and a polished metal frame. The bottom image shows a vintage-style armchair with a dark brown leather seat and backrest, and a polished metal frame.	CH1174 FA1100



Eaton 3 Seater		SO1168
Eaton 1 Seater		SO1168
Reclaimed Dining Table		TD1213 TD1214
Reclaimed Large Handcrafted Mirror		MI1103 (small) MI1104 (large)



<p>Spencer Chandelier Broadway Chandelier Orbs Chandelier</p>		<p>LA1284</p>
<p>Spencer Floor Lamp Broadway Floor Lamp Orbs Floor Lamp</p>		<p>LA1286</p>
<p>Spencer Table Lamp Broadway Table Lamp Orbs Table Lampe</p>		<p>LA1285</p>

<p>1920s Odeon Glass Fringe Chandelier Victoria Chandelier</p>		<p>LA1280</p>
<p>1920s Odeon Glass Fringe Floor Lamp Odeon Floor Lamp Victoria Floor Lamp</p>		<p>LA1283</p>

<p>1920s Odeon Glass Fringe Table Lamp Odeon Table Lamp Victoria Table Lamp</p>		<p>LA1282</p>
<p>Victoria Rectangular Chandelier</p>		<p>LA1281</p>
<p>Rustic/Chrome Crystal Chandeliers</p>		<p>LA1269</p>

<p>Rustic/Chrome Crystal Table Lamp</p>		<p>LA1264</p>
<p>Rustic/Chrome Crystal Floor Lamp</p>		<p>LA1259</p>

<p>Antique Finish Table Lamp with Curved Tubes</p>	 A table lamp with a dark, antique finish. It features a spherical frame made of curved metal tubes. Inside the sphere, there are multiple light sources, possibly candles or small lamps, and several large, clear crystal or glass ornaments hanging from the frame. The lamp sits on a simple, dark, cylindrical base.	<p>LA1263</p>
<p>Orb Chandelier</p>	 A chandelier with a spherical frame made of curved metal tubes, similar to the table lamp. It is suspended by a chain. Inside the sphere, there are multiple light sources and several large, clear crystal or glass ornaments hanging from the frame.	<p>LA1268</p>

<p>Antique Finish Floor Lamp with Curved Tubes</p>	 A floor lamp with a dark, antique finish. It features a tall, slender, straight stem that tapers slightly towards the top. The stem is mounted on a circular, dark-colored base. At the top of the stem is a spherical cage made of thin, dark metal rods. Inside this cage, there are several curved, glass tubes that resemble atomic orbits. These tubes are arranged in a way that they appear to be part of a larger, more complex structure, possibly a chandelier or a decorative light fixture. The overall design is reminiscent of mid-century modern or atomic age aesthetics.	<p>LA1258 LA1259</p>
<p>Galaxy Chandelier</p> <p>Also available in Table Lamp and Floor Lamp versions with the same “atomic” cage</p>	 A chandelier with a dark, antique finish. It features a spherical cage made of thin, dark metal rods, similar to the one in the first image. Inside this cage, there are several small, cylindrical light bulbs arranged in a circular pattern. The chandelier is suspended from the ceiling by a chain and a small, dark-colored hook. The overall design is reminiscent of mid-century modern or atomic age aesthetics.	<p>LA1294 LA1295 LA1296</p>